

UNITED STATES DISTRICT COURT

District of Massachusetts

DePuy Mitek, Inc.

V.

SUMMONS IN A CIVIL ACTION

Arthrex, Inc.

CASE NUMBER:

04 - 12457 PBS

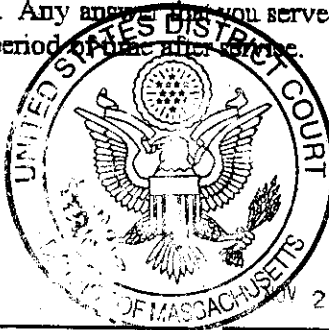
TO: (Name and address of Defendant)

Arthrex, Inc.
c/o CT Corporation System
101 Federal Street
Boston, MA 02110

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Daniel J. Gleason, Esq.
Nutter, McClennen & Fish, LLP
155 Seaport Boulevard
Boston, MA 02210-2604

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



TOM ANASTAS

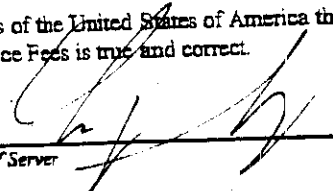
CLERK

DATE

(By) DEPUTY CLERK

[Handwritten signature]

SAD 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	11-22-2004
NAME OF SERVER (PRINT) Thomas L. Savage	TITLE	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served:		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input checked="" type="checkbox"/> Other (specify): Served upon Artrex Inc. By Delivering in Hand to York Corporation or C-T Corporation as Registered Agents at New York and usual Place of Employ. To wit, 101 Federal St. Boston, Mass.		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on	Date	Signature of Server
	11-22-2004	
		427 Meek St Weymouth, Mass
		Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.